THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.23041 of 2005

Date:26.10.2005

Regantla Srinivas.

--------PETITIONER

The Chief Engineer.

---------RESPONDENT

ORDER:

The petitioner claims that he worked as a Contract Labour from 01.04.1996 to 30.03.1999 at Ramagundam Thermal Power Station. He contends that his case is covered by the scheme formulated under B.P.Ms.No.36, dated 18.05.1997, for regularization. He claims to have made a representation, dated 04.08.2004, to the respondent, and complains that no action has been taken thereon.

Sri Chandraiah Sunkara, the learned counsel for the petitioner submits that the respondents entertained a doubt for some time, as to whether the cases of drivers are covered by the said scheme, but, ultimately, they have extended the benefit to the various persons, who worked as drivers during the relevant period. He contends that the petitioner deserves to be extended the same relief.

The learned Standing Counsel for the respondents, on instructions, submits that the petitioner has not made any representation and it is only when such a representation is made, that the matter can be verified with reference to the scheme.

The erstwhile Andhra Pradesh Electricity Board formulated a scheme for

regularization of contract labour in certain categories, who worked up to certain period. The scheme is contained in B.P.Ms.No.36, dated 18.05.1997. The questions as to whether the contract labour, who worked as drivers, are covered by the scheme and whether the petitioner had worked for the relevant period, need to be considered. Inasmuch as there is dispute as to whether the petitioner had made a representation at all, the writ petition can be disposed of, requiring the petitioner to make a fresh representation.

Hence, the writ petition is disposed of, directing that it shall be open to the petitioner to make a representation, within a period of four weeks from today and on receipt of the same, the respondent shall pass appropriate orders, within two months thereafter. There shall be no order as to costs.

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26.10.2005

Jsu